IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2603 OF 2004
IN
WRIT PETITION NO.5150 OF 1998

Hindustan Antibiotics Limited .. Applicant
V/s
State of Maharashtra & Ors. .. Respondents

Ms.Sheeja Jhori i/by Mr.M.P.Savla & Co.for Applicant.
Mr.R.M.Patne, AGP for the Respondent Nos.1 to 3.

CORAM: S.RADHAKRISHNAN &
S.A.BOBDE, JJ.
DATE : 20.10.2004.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned AGP for Respondent Nos.1 to 3. Rule. Rule is made returnable forthwith by consent.

2. By this Civil Application, the Applicant is seeking to recall the order dated 20th July, 2004 whereby the Petition was disposed of as having become infructuous by efflux of time. The learned Counsel for the Applicant states that the matter ought not to have been disposed of on 20th July, 2004. The Applicant has set out the reasons in paragraph No.11 of the Civil Application. Perused the Civil Application. For the reasons stated therein, sufficient cause is made out for recalling the order dated 20th July, 2004. Hence Civil Application is made absolute in terms of prayer clauses (a), (b) and (c). Place the Writ Petition on board for final hearing on 1.12.2004.

(S.RADHAKRISHNAN,J.)

(S.A.BOBDE,J.)